

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30866 of 2018

Arising Out of PS. Case No.-192 Year-2017 Thana- MARKAHI District- Khagaria

Rajbali Sada, S/o Late Lakhan Sada, R/o Vill.- Marandih, P.S.- Morkahi,
District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Indrajit Kumar, Advocate
For the Opposite Party/s : Mr. Akshay Lal Pandit, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 29-06-2018 Heard learned counsel for the petitioner and the

State.

The petitioner apprehends arrest in Morkahi P.S.
Case No. 192 of 2017 instituted for the offence under Sections
406,409 of the IPC.

Learned counsel for the petitioner submits that at
paragraph 6 of this petition, it has been stated that from the
statement of the account, it appears that petitioner has
withdrawn total amount of Rs. 46,000/- between 21.04.2017 to
25.04.2017 from the account.

Learned counsel for the petitioner has submitted in
paragraph 3 of the supplementary affidavit that he has deposited
an amount of Rs. 49,665/- in the midday meal account of the
school. In support of such statement photo copy of money
transfer receipt has been annexed as Annexure-1 series to



supplementary affidavit.

In such circumstances, prayer for anticipatory bail is allowed and it is ordered that the petitioner, named above, in the event of his arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Morkahi P.S. Case No. 192 of 2017 to the satisfaction of learned Sub Divisional Judicial Magistrate, Khagaria, subject to condition as laid down u/S 438 (2) of the Cr. P.C. with further conditions (1) (bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every dated fixed by the court and absence on two consecutive dates without proper and reasonable reason, will automatically cancel bail bonds of the petitioner and (3) if the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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